

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THERESA BROOKE,
Plaintiff,

v.

MILPITAS COMFORT INN, LLC,
Defendant.

Case No.16-cv-06753-HRL

ORDER OF DISMISSAL

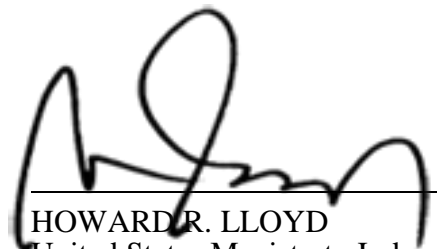
Re: Dkt. No. 17

Plaintiff Theresa Brooke filed a notice of voluntary dismissal with prejudice on April 17, 2017. Dkt. No. 17. However, as Defendant Milpitas Comfort Inn, LLC, has filed an answer, to be effective, a dismissal must either be signed by all of the parties that have appeared or confirmed by a court order. Fed. R. Civ. P. 41(a). The court therefore construes plaintiff's notice of voluntary dismissal as a request for an order of dismissal.

The court hereby dismisses this action with prejudice. The clerk shall close the file in this matter.

IT IS SO ORDERED.

Dated: 4/19/2017



HOWARD R. LLOYD
United States Magistrate Judge